

## Message Text

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ORIGIN ARA-06

INFO OCT-01 ISO-00 SSO-00 SS-14 SP-02 INR-07 INRE-00 L-01

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DRAFTED BY ARA/CEN/CR/DLAZAR:HLB

APPROVED BY ARA/CEN - DAVID LAZAR

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FM SECSTATE WASHDC

TO AMEMBASSY SAN JOSE NIACT IMMEDIATE

C O N F I D E N T I A L STATE 264611

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E.O. 11652: GDS

TAGS: PFOR, PGOV, CS

SUBJECT: REQUEST FOR FOREIGN MINISTER FACIO'S TESTIMONY  
BEFORE SDNY GRAND JURY

1. IN CONVERSATION NOV. 7 BETWEEN ELLIOT SAGOR, U.S.  
ATTORNEY'S OFFICE, SOUTHERN DISTRICT OF NEW YORK AND  
LAZAR, CEN, SAGOR EXPRESSED URGENT INTEREST IN REQUESTING  
FACIO TO TESTIFY BEFORE NEW YORK GRAND JURY PRESENTLY  
HEARING EVIDENCE IN VESCO CASE. SAGOR DESCRIBED FACIO'S  
TESTIMONY AS "LAST PIECE" NEEDED TO COMPLETE CASE.  
TESTIMONY WOULD BE WANTED END OF NOVEMBER OR BEGINNING OF  
DECEMBER. JUSTICE WOULD FUND FACIO'S TRAVEL.

2. SAGOR INQUIRED WHICH WOULD BE BEST MEANS OF CONTACTING  
FACIO ON THIS MATTER, DIRECT PHONE CALL FROM HIM OR  
THROUGH DEPARTMENT. LAZAR SAID THERE WAS A THIRD WAY,  
NAMELY, THROUGH EMBASSY, BUT THAT, IN ANY EVENT, WE  
WOULD QUERY EMBASSY AS TO ITS THOUGHTS ON BEST WAY TO  
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MAKE REQUEST. SAGOR INDICATED THAT IF APPROACH THROUGH

DEPARTMENT RECEIVED A NEGATIVE OR EVASIVE REPLY, HE WAS  
STRONGLY INCLINED TO CALL FACIO HIMSELF.

3. DEPT'S TENTATIVE VIEW IS BEST COURSE WOULD BE TO LET  
SAGOR CALL FACIO DIRECTLY. EMBASSY COMMENTS REQUESTED.  
IF EMBASSY BELIEVES APPROACH AT YOUR END WOULD BE BEST  
WAY OF HANDLING, PLEASE PASS ON REQUEST TO FACIO AT  
EARLIEST OPPORTUNITY AND ADVISE. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** Z  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TESTIMONY, LITIGATION  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 07 NOV 1975  
**Decaption Date:** 28 MAY 2004  
**Decaption Note:** 25 YEAR REVIEW  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE264611  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** HLB  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D750388-0460  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19751166/aaaachkl.tel  
**Line Count:** 69  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN ARA  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** STADIS  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** STADIS  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** GolinoFR  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 08 SEP 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <08 SEP 2003 by BoyleJA>; APPROVED <12 NOV 2003 by GolinoFR>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
06 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** REQUEST FOR FOREIGN MINISTER FACIO'S TESTIMONY BEFORE SDNY GRAND JURY  
**TAGS:** PFOR, PGOV, CS, US, (VESCO, ROBERT), (FACIO SEGRED, GONZOLO)  
**To:** SAN JOSE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006